

Section 3
Docket No. 1344/1021

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
Hideyuki MIYATA et al. :
Application No.: 09/272,404 : Group Art Unit: 2733
Filed: March 19, 1999 : Examiner: Not Assigned
For: **OPTICAL TRANSMISSION APPARATUS AND OPTICAL
TRANSMISSION METHOD**

**SUBMISSION OF DECLARATION TO COMPLETE
APPLICATION UNDER 37 C.F.R. §1.53(d)**

*Assistant Commissioner for Patents
Washington, D.C. 20231*

Attention: Box Missing Parts

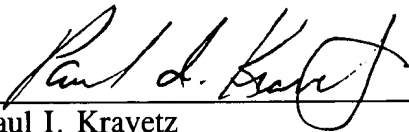
Sir:

Pursuant to 37 C.F.R. §1.53(f) and in response to the U.S. Patent and Trademark Office Notice To File Missing Parts Of Application - Filing Date Granted mailed April 8, 1999, enclosed is the Combined Declaration/Power of Attorney executed by the inventors for completing the missing parts of the subject application. Also enclosed is a check for **\$170.00**, which is payment for the surcharge of \$130.00 as set forth in 37 C.F.R. §1.16(e), and Assignment Recordation fee of \$40.00. The Assignment recordation papers are being filed concurrently herewith.

It is requested that this Combined Declaration/Power of Attorney be entered in the file for the above-referenced application and that the application be advanced to examination.

If any further fees are required in connection with the filing of this paper, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,
STAAS & HALSEY LLP

By: 
Paul I. Kravetz
Registration No. 35,230

700 Eleventh Street, N.W.
Washington, D.C. 20001
(202) 434-1500

Dated: April 28, 1999

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|--------------------|---------------------|-----------------------|---------------------------|
| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NO./TITLE |
|--------------------|---------------------|-----------------------|---------------------------|

09/272,404 03/19/99 MIYATA

H 1344.1021/PI

PAUL I. KRAVETZ
STAAS & HALSEY
700 ELEVENTH STREET NW
SUITE 500
WASHINGTON DC 20001



NOT ASSIGNED

2733

DATE MAILED:

04/08/99

NOTICE TO FILE MISSING PARTS OF APPLICATION**Filing Date Granted**

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.18(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

☐ small entity (statement filed) ☒ non-small entity is \$ 130

☒ 1. The statutory basic filing fee is:

- ☐ missing.
☒ insufficient.

Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. The following additional claims fees are due:

\$ _____ for _____ total claims over 20.

\$ _____ for _____ independent claims over 3.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☒ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☒ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☒ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☒ 7. Your filing receipt was mailed in error because your check was returned without payment.

☒ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(b), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

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